

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

MARTA PERIERA,

Plaintiff,

v.

JPMORGAN CHASE BANK,

Defendant.

Case No.: C 10-0648 PVT

**ORDER TO SHOW CAUSE WHY  
CASE SHOULD NOT BE DISMISSED  
FOR FAILURE TO PROSECUTE; AND**

**ORDER CONTINUING HEARING**

On February 23, 2010, Defendant noticed a motion to dismiss on this court's calendar for April 6, 2010.<sup>1</sup> Pursuant to Civil Local Rule 7-3, Plaintiff was required to file either an opposition or else a statement of non-opposition no later than March 16, 2010. Plaintiff has failed to file any opposition or a statement of non-opposition. Based on the file herein,

IT IS HEREBY ORDERED that no later April 13, 2010, Plaintiff shall file either a brief and supporting declaration showing cause why the motion to dismiss should not be granted or else a statement of non-opposition.

IT IS FURTHER ORDERED that the hearing on Defendant's motion is CONTINUED to May 11, 2010.

Dated: *April 1, 2010*

  
PATRICIA V. TRUMBULL  
United States Magistrate Judge

<sup>1</sup> The holding of this court is limited to the facts and the particular circumstances underlying the present motion.